

REMARKS

Examiner Torres is thanked for the thorough examination and search of the subject Patent Application. She is also thanked for her indication that Claims 4, 6 and 12 would be allowable if rewritten in independent form including all of the limitations of the base claim and intervening claims. We have incorporated the language of the original Claim 4 into the base Claim 1 as suggested. We have incorporated the language of original Claim 6 into Claim 1 and have submitted it as new Claim 13. We have incorporated the language of original Claim 12 into Claim 7. These Claims 1, 13 and Claim 7 should now be Allowable and that is so requested. We have submitted a new Claim 14 which features the method of using the harvesting apparatus of the invention to sequentially first cutting and harvesting bottom growing aquatic vegetation and second harvesting surface growing algae or floating vegetation in shallow areas of water that does not disturb the water bottom ecology. This Claim 14 is also believed to be clearly Allowable in view of the absence or suggestion of such a method.

The title has been corrected to change the word "floting" to --- floating—as suggested by the Examiner.

Reconsideration of the Claim objections is requested. All corrections have been made.

Reconsideration of the objection to the Drawing objections is requested. A corrected Replacement Sheet of Drawing Figure 1 is attached herewith with the clarifying corrections to show "12C", and "12 B".

Reconsideration of the Double Patenting rejection for the Claims 1-3, 5, and 7-11 is requested. We enclose a Terminal Disclaimer in compliance with 37 CFR 1.321(c) to overcome the rejection. Withdrawal of this rejection is therefore requested.

Reconsideration of the rejection of Claim 7 under 35 USC 102 (b) as being anticipated by Stewart et al is requested. This Claim has been amended as suggested by the Examiner to include the limitations of Claim 12 and is therefore allowable.

Reconsideration of the rejection of Claims 1,2,3, & 5 under 35 USC 103 (a) as being unpatentable over Pace in view of Preiss is requested. This independent Claim 1 has been amended as suggested by the Examiner to include the limitations of Claim 4 and is therefore allowable.

Reconsideration of the rejection of Claims 8-10 under 35 USC 103 (a) as being unpatentable over Stewart et al in view of Pace is requested. The independent Claim 7 has been amended as suggested by the Examiner to include the limitations of Claim 12 and therefore these dependent Claims is therefore allowable.

Reconsideration of the rejection of Claims 11 under 35 USC 103 (a) as being unpatentable over Stewart et al in view of Pace and Stewart, III is requested. The

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We have submitted a new Claim 14 which features the method of using the harvesting apparatus of the invention to sequentially first cutting and harvesting bottom growing aquatic vegetation and second harvesting surface growing algae or floating vegetation in shallow areas of water that does not disturb the water bottom ecology. This Claim 14 is also believed to be clearly Allowable in view of the absence or suggestion of such a method by Stewart et al, Pace, Preiss, Stewart III or any other cited or known prior art. None of the known prior art have the capability to use the same apparatus to sequentially cut the bottom vegetation and then move the apparatus to the water surface to remove the floating vegetation or algae material. Allowance of Claim 14 is therefore requested.

Allowance of all Claims is requested.

It is requested that should there be any problems involving the Allowance of this Patent Application or with this Amendment, that the Examiner please call the undersigned Attorney at (845) 452-5863 or (941) 795 2725.

Respectfully submitted,



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